

## Ramanauskas, Peter

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**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Friday, August 22, 2014 2:06 PM  
**To:** Ramanauskas, Peter  
**Cc:** Elizabeth O'Sullivan (elizabeth.osullivan@walmartlegal.com); Richard S. Leahy (richard.leahy@wal-mart.com)  
**Subject:** PCB issue at Indianapolis return center

Peter:

Thank you for your time and assistance as we deal with the PCB issue at the Indianapolis facility.

I have copied Rick Leahy and Elizabeth O'Sullivan (both Walmart) who were also on the call.

As we discussed, this issue pertains to a building that Walmart has leased since the late 1990s where the presence of PCBs was recently discovered during routine sampling for other purposes.

We are developing a plan to better characterize the extent and magnitude of the contamination.

We are also focusing on developing a plan to address the merchandise and other Walmart items in the facility so that they can be properly dealt with. We will coordinate with EPA on these plans.

As you noted, issues related to building and facility itself are more appropriately addressed by the building/facility owner.

If you have any questions or seek other information, do not hesitate to contact me.

Thank you,

Grant

**Granta ("Grant") Y. Nakayama, P.C.**  
Kirkland & Ellis LLP  
655 Fifteenth Street, N.W.  
Washington D.C. 20005  
Tel +1-202-879-5074 Fax +1-202-654-9480

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## Ramanauskas, Peter

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**To:** 'Nakayama, Granta Y.'  
**Cc:** Elizabeth O'Sullivan (elizabeth.osullivan@walmartlegal.com); Richard S. Leahy (richard.leahy@wal-mart.com); George Ritchotte  
**Subject:** RE: PCB issue at Indianapolis return center

Grant,

Thank you for the additional information.

Could you please describe how the PCBs were discovered, in what type of material, and at what level(s)?

We'll keep an eye out for your plans.

Thanks,  
Peter

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## Ramanauskas, Peter

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**Sent:** Tuesday, August 26, 2014 6:59 PM  
**To:** 'gritchot@idem.in.gov'; Ramanauskas, Peter  
**Subject:** Fw: Apex Project Summary

Mr. Ritchotte and Mr. Ramanauskas:

Please find attached a summary of the PCB testing results at the facility in Indianapolis.

Mr. Ritchotte suggested that it may be helpful to have IDEM (and EPA if available) conduct a site visit to assess the current status and determine possible approaches to address the PCB issues.

Please let me know if there are particular dates when a site visit would be possible.

I will also follow-up with Walmart regarding your suggestion.

If you have any further questions regarding the situation please do not hesitate to call me (+1 (202) 536-9227).

Thank you,

Grant

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**Sent:** Tuesday, August 26, 2014 04:30 PM Central Standard Time  
**To:** Nakayama, Granta Y.  
**Subject:** Apex Project Summary

Apex Project Summary document.

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## Ramanauskas, Peter

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**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Thursday, August 28, 2014 9:09 AM  
**To:** Ramanauskas, Peter  
**Subject:** FW: Apex Project Summary

Peter:

I wanted to touch base and ensure Walmart understands the purpose of the proposed site visit to the Indianapolis distribution center.

Is there a time when we could discuss this?

I am in the office today.

Thanks so much,

Grant

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George

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**From:** Nakayama, Granta Y. [mailto:[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)]  
**Sent:** Wednesday, August 27, 2014 2:24 PM

**To:** RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

George:

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I will also follow-up with Walmart regarding your suggestion.

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Peter, George, and Kendall:

I have coordinated with Walmart and we look forward to seeing you Wednesday.

The afternoon is better because we will have people traveling to the site that morning.

My office contact information is below, and my cell is (202) 536-9227.

Please let me know if that timing works, and if so, what time Wednesday afternoon works best for you.

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**Subject:** RE: Apex Project Summary

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George

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**Sent:** Tuesday, August 26, 2014 7:59 PM  
**To:** RITCHOTTE, GEORGE; 'ramanauskas.peter@epa.gov'  
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Thank you,

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**Sent:** Tuesday, August 26, 2014 04:30 PM Central Standard Time  
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Apex Project Summary document.

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## Ramanauskas, Peter

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## Ramanauskas, Peter

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**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Friday, August 29, 2014 3:24 PM  
**To:** Moore, Kendall; Ramanauskas, Peter; RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

Kendall:

As requested by EPA, please find below the contact for the landlord/owner:

Landlord's Representative:

David Pizzotti

TCG I Indianapolis, LLC  
c/o Trident Capital Group  
40 Grove St. Suite 250  
Wellesley, MA 02482

Attention: David Pizzotti

(614) 223-9101-Office  
(617) 901 1623-Cell  
(617) 368-2978-Fax

Email: [dpizzotti@tridentcapitalgroup.com](mailto:dpizzotti@tridentcapitalgroup.com)

Grant

**Granta Y. Nakayama, P.C.**  
Kirkland & Ellis LLP  
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Washington D.C. 20005  
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**From:** Ramanauskas, Peter [<mailto:ramanauskas.peter@epa.gov>]

**Sent:** Friday, August 29, 2014 10:43 AM

**To:** Moore, Kendall; Nakayama, Granta Y.; RITCHOTTE, GEORGE

**Subject:** RE: Apex Project Summary

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For your reference, my cell phone # is [REDACTED].

Thanks,

Peter

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I have coordinated with Walmart and we look forward to seeing you Wednesday.

The afternoon is better because we will have people traveling to the site that morning.

My office contact information is below, and my cell is (202) 536-9227.

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Also, if you could let us know how many people are coming, that would be very helpful also.

Thanks so much,

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**Sent:** Tuesday, August 26, 2014 7:59 PM

**To:** RITCHOTTE, GEORGE; 'ramanauskas.peter@epa.gov'

**Subject:** Fw: Apex Project Summary

Mr. Ritchotte and Mr. Ramanauskas:

Please find attached a summary of the PCB testing results at the facility in Indianapolis.

Mr. Ritchotte suggested that it may be helpful to have IDEM (and EPA if available) conduct a site visit to assess the current status and determine possible approaches to address the PCB issues.

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I will also follow-up with Walmart regarding your suggestion.

If you have any further questions regarding the situation please do not hesitate to call me (+1 (202) 536-9227).

Thank you,

Grant

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**Sent:** Tuesday, August 26, 2014 04:30 PM Central Standard Time

**To:** Nakayama, Granta Y.

**Subject:** Apex Project Summary

Apex Project Summary document.

**Granta Y. Nakayama, P.C.**  
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Thanks in advance.

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Kendall:

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**Subject:** RE: Apex Project Summary

Kendall -

I am tracking that down - and will see if and where it exists.

Understand the utility of getting it Tuesday.

Have a great weekend.

Grant

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I have coordinated with Walmart and we look forward to seeing you Wednesday.

The afternoon is better because we will have people traveling to the site that morning.

My office contact information is below, and my cell is (202) 536-9227.

Please let me know if that timing works, and if so, what time Wednesday afternoon works best for you.

Also, if you could let us know how many people are coming, that would be very helpful also.

Thanks so much,

Grant

**Granta Y. Nakayama, P.C.**  
Kirkland & Ellis LLP  
655 Fifteenth Street, N.W.  
Washington D.C. 20005  
Tel +1-202-879-5074 Fax +1-202-654-9480

[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** RITCHOTTE, GEORGE [<mailto:GRITCHOT@idem.IN.gov>]  
**Sent:** Wednesday, August 27, 2014 5:27 PM  
**To:** Nakayama, Granta Y.  
**Subject:** RE: Apex Project Summary

Grant:

Just wanted to let you know that I received your voice mail. I was out in the field this afternoon conducting a complaint inspection.

As far as I know it would just be me from IDEM (*although if its ok, I would like to have a couple of people that work in my section who I am training regarding PCB issues accompany us for the experience*), and two people from EPA (Kendall Moore, and Peter Ramanauskas, who will be down this way to visit another site.)

To my knowledge, the site visit would be used to get a better understanding of what is/has occurred at the site, and to attempt to come up with a suggested game plan for cleanup and/or continued use. Neither Peter or Kendall mentioned the idea of an "inspection", or anything like that, to me.

George

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**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Wednesday, August 27, 2014 2:24 PM  
**To:** RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

George:

I will check.

Thanks,

Grant

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Grant:

After speaking with Region V EPA, it appears that they will be in the area next Tuesday and Wednesday (September 2 & 3). Would it be possible to schedule a site visit for either the afternoon of the 2<sup>nd</sup> or the morning of the 3<sup>rd</sup>?

George

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**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Tuesday, August 26, 2014 7:59 PM  
**To:** RITCHOTTE, GEORGE; 'ramanauskas.peter@epa.gov'  
**Subject:** Fw: Apex Project Summary

Mr. Ritchotte and Mr. Ramanauskas:

Please find attached a summary of the PCB testing results at the facility in Indianapolis.

Mr. Ritchotte suggested that it may be helpful to have IDEM (and EPA if available) conduct a site visit to assess the current status and determine possible approaches to address the PCB issues.

Please let me know if there are particular dates when a site visit would be possible.

I will also follow-up with Walmart regarding your suggestion.

If you have any further questions regarding the situation please do not hesitate to call me (+1 (202) 536-9227).

Thank you,

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**Sent:** Tuesday, August 26, 2014 04:30 PM Central Standard Time  
**To:** Nakayama, Granta Y.  
**Subject:** Apex Project Summary

Apex Project Summary document.

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## Ramanauskas, Peter

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**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Tuesday, September 02, 2014 2:08 PM  
**To:** Moore, Kendall; Ramanauskas, Peter; RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary  
**Attachments:** Photo Documentation Log.pdf; Table 1\_08282014.pdf; Table 2\_08282014.pdf; Table 3\_08282014.pdf; FIG 1 08282014.pdf; FIG 2 08282014.pdf

Kendall, Peter, and George:

Please find attached additional documentation regarding the individual sample values and the map of the facility.

Also, for logistics purposes, is there a more definite time for the inspection and an expected number of people?

Thanks,

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Understand the utility of getting it Tuesday.

Have a great weekend.

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It would be helpful if you can send it Tuesday but if that's not possible bringing it Wednesday would work too.  
Thanks in advance.

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As soon as you know the time please let us know. Also, for logistics purposes, it would be helpful to know how many people will be attending total.

Walmart will be there (I also plan to attend), and so you will have access.

We are working on getting a contractor who can accept split samples (we are interested in samples that pertain to the Walmart property). I cannot speak to samples that pertain to the building itself - as the building owners should address these if they choose to attend.

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**From:** Ramanauskas, Peter [<mailto:ramanauskas.peter@epa.gov>]

**Sent:** Friday, August 29, 2014 10:43 AM

**To:** Moore, Kendall; Nakayama, Granta Y.; RITCHOTTE, GEORGE

**Subject:** RE: Apex Project Summary

Grant,

For your reference, my cell phone # is [REDACTED].

Thanks,

Peter

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**Sent:** Friday, August 29, 2014 9:37 AM

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Thanks Grant, we were hoping for Wed. morning so we'd like very early afternoon. George, Pete and I will meet later today and confirm a time. Will the building owner or a representative of the contractor be there also?

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**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]

**Sent:** Thursday, August 28, 2014 5:43 PM

**To:** Ramanauskas, Peter; RITCHOTTE, GEORGE; Moore, Kendall

**Subject:** FW: Apex Project Summary

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**Subject:** RE: Apex Project Summary

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## Ramanauskas, Peter

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**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Tuesday, September 02, 2014 6:31 PM  
**To:** Moore, Kendall; Ramanauskas, Peter; RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

Kendall, Peter, and George:

Just checking before heading out to the site, is there any further word on timing for the inspection?

Also, is it possible to get a list of people attending so the security folks can ensure everyone is admitted with a minimum of delay?

My cell is +1 (202) 536-9227.

Thanks,

Grant

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**Sent:** Wednesday, August 27, 2014 2:24 PM  
**To:** RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

George:

I will check.

Thanks,

Grant

**Granta Y. Nakayama, P.C.**  
Kirkland & Ellis LLP  
655 Fifteenth Street, N.W.  
Washington D.C. 20005  
Tel +1-202-879-5074 Fax +1-202-654-9480

[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** RITCHOTTE, GEORGE [<mailto:GRITCHOT@idem.IN.gov>]  
**Sent:** Wednesday, August 27, 2014 1:33 PM  
**To:** Nakayama, Granta Y.  
**Subject:** RE: Apex Project Summary

Grant:

After speaking with Region V EPA, it appears that they will be in the area next Tuesday and Wednesday (September 2 & 3). Would it be possible to schedule a site visit for either the afternoon of the 2<sup>nd</sup> or the morning of the 3<sup>rd</sup>?

George

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Tuesday, August 26, 2014 7:59 PM  
**To:** RITCHOTTE, GEORGE; 'ramanauskas.peter@epa.gov'  
**Subject:** Fw: Apex Project Summary

Mr. Ritchotte and Mr. Ramanauskas:

Please find attached a summary of the PCB testing results at the facility in Indianapolis.

Mr. Ritchotte suggested that it may be helpful to have IDEM (and EPA if available) conduct a site visit to assess the

current status and determine possible approaches to address the PCB issues.

Please let me know if there are particular dates when a site visit would be possible.

I will also follow-up with Walmart regarding your suggestion.

If you have any further questions regarding the situation please do not hesitate to call me (+1 (202) 536-9227).

Thank you,

Grant

---

**From:** Nakayama, Granta Y.  
**Sent:** Tuesday, August 26, 2014 04:30 PM Central Standard Time  
**To:** Nakayama, Granta Y.  
**Subject:** Apex Project Summary

Apex Project Summary document.

**Granta Y. Nakayama, P.C.**  
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\*\*\*\*\*

## Ramanauskas, Peter

---

**From:** Moore, Kendall  
**Sent:** Tuesday, September 02, 2014 9:45 PM  
**To:** Nakayama, Granta Y.; Ramanauskas, Peter; RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

We'll probably get to the site between 11 and noon and look around the outside of the site. I expect five total EPA participants including George, Pete and myself.

---

**From:** Nakayama, Granta Y. [mailto:[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)]  
**Sent:** Tuesday, September 02, 2014 6:31 PM  
**To:** Moore, Kendall; Ramanauskas, Peter; RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

Kendall, Peter, and George:

Just checking before heading out to the site, is there any further word on timing for the inspection?

Also, is it possible to get a list of people attending so the security folks can ensure everyone is admitted with a minimum of delay?

My cell is +1 (202) 536-9227.

Thanks,

Grant

**Granta Y. Nakayama, P.C.**  
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Washington D.C. 20005  
Tel +1-202-879-5074 Fax +1-202-654-9480

[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** Nakayama, Granta Y.  
**Sent:** Tuesday, September 02, 2014 3:08 PM  
**To:** 'Moore, Kendall'; 'Ramanauskas, Peter'; 'RITCHOTTE, GEORGE'  
**Subject:** RE: Apex Project Summary

Kendall, Peter, and George:

Please find attached additional documentation regarding the individual sample values and the map of the facility.

Also, for logistics purposes, is there a more definite time for the inspection and an expected number of people?

Thanks,

Grant

**Granta Y. Nakayama, P.C.**

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Washington D.C. 20005

Tel +1-202-879-5074 Fax +1-202-654-9480

[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** Nakayama, Granta Y.

**Sent:** Friday, August 29, 2014 7:25 PM

**To:** 'Moore, Kendall'; Ramanauskas, Peter; RITCHOTTE, GEORGE

**Subject:** RE: Apex Project Summary

Kendall -

I am tracking that down - and will see if and where it exists.

Understand the utility of getting it Tuesday.

Have a great weekend.

Grant

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[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** Moore, Kendall [<mailto:moore.kendall@epa.gov>]

**Sent:** Friday, August 29, 2014 4:39 PM

**To:** Nakayama, Granta Y.; Ramanauskas, Peter; RITCHOTTE, GEORGE

**Subject:** RE: Apex Project Summary

One last thing Grant. We'll have a much more productive visit if we know where Apex already sampled. Can you provide us with a map/floor plan showing your sample locations along with the results?

It would be helpful if you can send it Tuesday but if that's not possible bringing it Wednesday would work too.

Thanks in advance.

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]

**Sent:** Friday, August 29, 2014 12:24 PM

**To:** Moore, Kendall; Ramanauskas, Peter; RITCHOTTE, GEORGE

**Subject:** RE: Apex Project Summary

Kendall:

I will try and get that to you shortly.

Grant

**Granta Y. Nakayama, P.C.**

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Tel +1-202-879-5074 Fax +1-202-654-9480

[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** Moore, Kendall [<mailto:moore.kendall@epa.gov>]

**Sent:** Friday, August 29, 2014 1:21 PM

**To:** Nakayama, Granta Y.; Ramanauskas, Peter; RITCHOTTE, GEORGE

**Subject:** RE: Apex Project Summary

Thanks Grant, can you share the owner's contact information with us?

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]

**Sent:** Friday, August 29, 2014 9:58 AM

**To:** Ramanauskas, Peter; Moore, Kendall; RITCHOTTE, GEORGE

**Subject:** RE: Apex Project Summary

Peter, Kendall, and George:

We are contacting the building owner - but do not know if they will attend.

As soon as you know the time please let us know. Also, for logistics purposes, it would be helpful to know how many people will be attending total.

Walmart will be there (I also plan to attend), and so you will have access.

We are working on getting a contractor who can accept split samples (we are interested in samples that pertain to the Walmart property). I cannot speak to samples that pertain to the building itself - as the building owners should address these if they choose to attend.

Thanks,

Grant

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[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** Ramanauskas, Peter [<mailto:ramanauskas.peter@epa.gov>]  
**Sent:** Friday, August 29, 2014 10:43 AM  
**To:** Moore, Kendall; Nakayama, Granta Y.; RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

Grant,

For your reference, my cell phone # is [REDACTED].

Thanks,  
Peter

---

**From:** Moore, Kendall  
**Sent:** Friday, August 29, 2014 9:37 AM  
**To:** Nakayama, Granta Y.; Ramanauskas, Peter; RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

Thanks Grant, we were hoping for Wed. morning so we'd like very early afternoon. George, Pete and I will meet later today and confirm a time. Will the building owner or a representative of the contractor be there also?

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Thursday, August 28, 2014 5:43 PM  
**To:** Ramanauskas, Peter; RITCHOTTE, GEORGE; Moore, Kendall  
**Subject:** FW: Apex Project Summary

Peter, George, and Kendall:

I have coordinated with Walmart and we look forward to seeing you Wednesday.

The afternoon is better because we will have people traveling to the site that morning.

My office contact information is below, and my cell is (202) 536-9227.

Please let me know if that timing works, and if so, what time Wednesday afternoon works best for you.

Also, if you could let us know how many people are coming, that would be very helpful also.

Thanks so much,

Grant

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[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)



---

**From:** RITCHOTTE, GEORGE [<mailto:GRITCHOT@idem.IN.gov>]  
**Sent:** Wednesday, August 27, 2014 5:27 PM  
**To:** Nakayama, Granta Y.  
**Subject:** RE: Apex Project Summary

Grant:

Just wanted to let you know that I received your voice mail. I was out in the field this afternoon conducting a complaint inspection.

As far as I know it would just be me from IDEM (*although if its ok, I would like to have a couple of people that work in my section who I am training regarding PCB issues accompany us for the experience*), and two people from EPA (Kendall Moore, and Peter Ramanauskas, who will be down this way to visit another site.)

To my knowledge, the site visit would be used to get a better understanding of what is/has occurred at the site, and to attempt to come up with a suggested game plan for cleanup and/or continued use. Neither Peter or Kendall mentioned the idea of an "inspection", or anything like that, to me.

George

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Wednesday, August 27, 2014 2:24 PM  
**To:** RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

George:

I will check.

Thanks,

Grant

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Tel +1-202-879-5074 Fax +1-202-654-9480

[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** RITCHOTTE, GEORGE [<mailto:GRITCHOT@idem.IN.gov>]  
**Sent:** Wednesday, August 27, 2014 1:33 PM  
**To:** Nakayama, Granta Y.  
**Subject:** RE: Apex Project Summary

Grant:

After speaking with Region V EPA, it appears that they will be in the area next Tuesday and Wednesday (September 2 & 3). Would it be possible to schedule a site visit for either the afternoon of the 2<sup>nd</sup> or the morning of the 3<sup>rd</sup>?

George

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Tuesday, August 26, 2014 7:59 PM  
**To:** RITCHOTTE, GEORGE; 'ramanauskas.peter@epa.gov'  
**Subject:** Fw: Apex Project Summary

Mr. Ritchotte and Mr. Ramanauskas:

Please find attached a summary of the PCB testing results at the facility in Indianapolis.

Mr. Ritchotte suggested that it may be helpful to have IDEM (and EPA if available) conduct a site visit to assess the current status and determine possible approaches to address the PCB issues.

Please let me know if there are particular dates when a site visit would be possible.

I will also follow-up with Walmart regarding your suggestion.

If you have any further questions regarding the situation please do not hesitate to call me (+1 (202) 536-9227).

Thank you,

Grant

---

**From:** Nakayama, Granta Y.  
**Sent:** Tuesday, August 26, 2014 04:30 PM Central Standard Time  
**To:** Nakayama, Granta Y.  
**Subject:** Apex Project Summary

Apex Project Summary document.

**Granta Y. Nakayama, P.C.**  
Environmental Counseling and Litigation  
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\*\*\*\*\*

## Ramanauskas, Peter

---

**From:** Ramanauskas, Peter  
**Sent:** Monday, September 15, 2014 3:34 PM  
**To:** 'Nakayama, Granta Y.'; Moore, Kendall; RITCHOTTE, GEORGE  
**Subject:** RE: Apex Project Summary

Hello Grant,

This email is in follow up to a voicemail we left for you. We'd like to get an update from WalMart on the sampling that you've done at the Indianapolis facility. Per an email message from Abe Nutt sent to George on 9-11, it sounds like you've done some sampling of packaging. We'd like to know what the extent of your sampling has been as we have not seen a workplan from Walmart.

Thanks,  
Peter

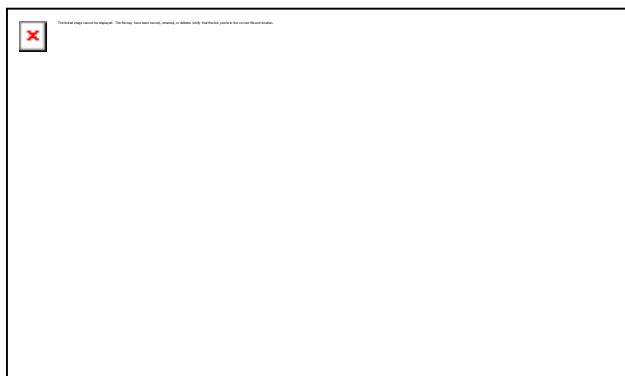
## Ramanauskas, Peter

---

**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Wednesday, September 17, 2014 4:33 PM  
**To:** RITCHOTTE, GEORGE; Ramanauskas, Peter; Moore, Kendall  
**Subject:** Landlord of Indianapolis facility  
**Attachments:** removed.txt; George Gigounas.vcf

George, Peter, and Kendall:

As discussed, the contact information for the landlord is George Gigounas (DLA Piper):



I was told that Mr. Gigounas would be reaching out to EPA and IDEM soon.

—  
As I also mentioned Walmart is interested in having a meeting to discuss plans for dealing with our merchandise and equipment inside the building.

However, this would not be a meeting where we would contemplate having other parties attend (at least at this time) since the meeting would be to discuss Walmart's plans for its goods and property located at the site.

Thanks,

Grant

**Granta Y. Nakayama, P.C.**

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\*\*\*\*\*

## Ramanauskas, Peter

---

**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Friday, September 19, 2014 9:56 AM  
**To:** Ramanauskas, Peter; Moore, Kendall  
**Subject:** FW: Exel Contact

Peter and Kendall:

Here is another Exel contact I was provided by Walmart:

Lynn Anderson

Work number is: 614-865-8901  
Cell number is: 614-657-2927  
Email is: [Lynn.S.Anderson@exel.com](mailto:Lynn.S.Anderson@exel.com)

That said, here is the link to their leadership.

[http://www.exel.com/exel/exel\\_leadership.jsp](http://www.exel.com/exel/exel_leadership.jsp)

Hope this helps,

Grant

**Granta Y. Nakayama, P.C.**

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Tel +1-202-879-5074 Fax +1-202-654-9480

[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** Nakayama, Granta Y.  
**Sent:** Friday, September 19, 2014 10:23 AM  
**To:** Ramanauskas, Peter; Moore, Kendall  
**Subject:** Exel Contact

Peter and Kendall:

Walmart is planning to participate in the call. Do we have a time and call-in number?

Also, the Exel contact is:

Mark Smolik  
+1 (614) 865-5810  
[mark.smolik@dhl.com](mailto:mark.smolik@dhl.com)

Thanks,

Grant

**Granta Y. Nakayama, P.C.**

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## Ramanauskas, Peter

---

**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Friday, September 19, 2014 9:23 AM  
**To:** Ramanauskas, Peter; Moore, Kendall  
**Subject:** Exel Contact

Peter and Kendall:

Walmart is planning to participate in the call. Do we have a time and call-in number?

Also, the Exel contact is:

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+1 (614) 865-5810  
[mark.smolik@dhl.com](mailto:mark.smolik@dhl.com)

Thanks,

Grant

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\*\*\*\*\*

## Ramanauskas, Peter

---

**Subject:** Call w/Walmart, Exel, ATSDR, EPA re: Indy @ 2 pm  
**Location:** R5Metcalf-ConfRm-R0812B/R5-Metcalf-08th-Floor

**Start:** Fri 9/19/2014 2:00 PM  
**End:** Fri 9/19/2014 3:00 PM  
**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Ramanauskas, Peter  
**Required Attendees:** Mark Johnson; Nakayama, Granta Y.; Susan Perdomo; RafaelP Gonzalez; Lynn.S.Anderson@exel.com; Mario Mangino; Kendall Moore; mark.smolik@dhl.com; R5LCD-ConfcallLine-RRB/Conference-Call-Line/R5-LCD (r5lcd-confcallLine-rrb@epa.gov)

**Resources:** R5Metcalf-ConfRm-R0812B/R5-Metcalf-08th-Floor

We would like to set up a call at 2 pm Central time to discuss the Indianapolis Return Center activities.

Call in-number: 866-299-3188  
Code: 5866747

For those in the office, I've reserved Room 812.

## Ramanauskas, Peter

---

**From:** Ramanauskas, Peter  
**Sent:** Friday, September 19, 2014 10:39 AM  
**To:** 'Nakayama, Granta Y.'; Moore, Kendall  
**Subject:** RE: Exel Contact

Hello Grant,

Thank you for the contact information. I sent an Outlook conference call meeting scheduler for a 2pm Central call to you and the contacts at Exel.

Let me know if you did not receive it.

Thanks,  
Peter

---

**From:** Nakayama, Granta Y. [mailto:[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)]  
**Sent:** Friday, September 19, 2014 9:23 AM  
**To:** Ramanauskas, Peter; Moore, Kendall  
**Subject:** Exel Contact

Peter and Kendall:

Walmart is planning to participate in the call. Do we have a time and call-in number?

Also, the Exel contact is:

Mark Smolik  
+1 (614) 865-5810  
[mark.smolik@dhl.com](mailto:mark.smolik@dhl.com)

Thanks,

Grant

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\*\*\*\*\*

## Ramanauskas, Peter

---

**From:** Ramanauskas, Peter  
**Sent:** Friday, September 19, 2014 10:43 AM  
**To:** 'Nakayama, Granta Y.'; Moore, Kendall  
**Subject:** RE: Exel Contact

Yes, Sue forwarded the info to the owner.  
Peter

---

**From:** Nakayama, Granta Y. [mailto:granta.nakayama@kirkland.com]  
**Sent:** Friday, September 19, 2014 10:42 AM  
**To:** Ramanauskas, Peter; Moore, Kendall  
**Subject:** RE: Exel Contact

Peter:

I did receive the invite - thanks.

Also, will the landlord be on the call?

I did not see George Gigounas from DLA Piper on the list of attendees.

I believe Susan Perdomo has been in contact with him regarding this meeting/call.

Thanks,

Grant

**Granta Y. Nakayama, P.C.**  
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---

**From:** Ramanauskas, Peter [mailto:ramanauskas.peter@epa.gov]  
**Sent:** Friday, September 19, 2014 11:39 AM  
**To:** Nakayama, Granta Y.; Moore, Kendall  
**Subject:** RE: Exel Contact

Hello Grant,

Thank you for the contact information. I sent an Outlook conference call meeting scheduler for a 2pm Central call to you and the contacts at Exel.

Let me know if you did not receive it.

Thanks,

Peter

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Friday, September 19, 2014 9:23 AM  
**To:** Ramanauskas, Peter; Moore, Kendall  
**Subject:** Exel Contact

Peter and Kendall:

Walmart is planning to participate in the call. Do we have a time and call-in number?

Also, the Exel contact is:

Mark Smolik  
+1 (614) 865-5810  
[mark.smolik@dhl.com](mailto:mark.smolik@dhl.com)

Thanks,

Grant

**Granta Y. Nakayama, P.C.**  
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## Ramanauskas, Peter

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Peter

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**From:** Nakayama, Granta Y. [mailto:[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)]  
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## Ramanauskas, Peter

---

**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Friday, September 19, 2014 11:46 AM  
**To:** Ramanauskas, Peter  
**Subject:** Accepted: Call w/Walmart, Exel, ATSDR, EPA re: Indy @ 2 pm

\*\*\*\*\*

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\*\*\*\*\*

## Ramanauskas, Peter

---

**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Friday, September 19, 2014 11:57 AM  
**To:** Ramanauskas, Peter; Moore, Kendall; RITCHOTTE, GEORGE  
**Subject:** Merchandise - Indianapolis Return Center

Peter, Kendall, and George:

We have a logistics issue that I wanted to share with you.

We have several loads of merchandise that are stored at a warehouse run by Yusen Logistics, just a few blocks away from the 3333 N. Franklin Road site.

This is merchandise that had left the Indianapolis Return Center just before operations had ceased.

Since it was still at the Yusen warehouse, Walmart placed a hold on the merchandise at the Yusen Logistics facility.

We would like to place the merchandise located at the Yusen warehouse in our trailers and move it back to the IRC site. The merchandise will remain in trailers in the parking lot of the IRC.

This will allow us to determine the ultimate disposition of these goods without causing problems at the Yusen warehouse. Walmart would plan to address how these goods are handled as part of the overall plan for the Walmart merchandise at the IRC.

Please let me know if you have any questions or concerns regarding this plan.

Thanks,

Grant

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## Ramanauskas, Peter

---

**From:** Ramanauskas, Peter  
**Sent:** Friday, September 19, 2014 1:07 PM  
**To:** 'Nakayama, Granta Y.'; Moore, Kendall; RITCHOTTE, GEORGE  
**Cc:** Susan Perdomo  
**Subject:** RE: Merchandise - Indianapolis Return Center

Hello Grant,

Kendall & I do not object to your approach.

Thanks,  
Peter

---

**From:** Nakayama, Granta Y. [mailto:granta.nakayama@kirkland.com]  
**Sent:** Friday, September 19, 2014 11:57 AM  
**To:** Ramanauskas, Peter; Moore, Kendall; RITCHOTTE, GEORGE  
**Subject:** Merchandise - Indianapolis Return Center

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Please let me know if you have any questions or concerns regarding this plan.

Thanks,

Grant

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## Ramanauskas, Peter

---

**From:** Nakayama, Granta Y. <[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)>  
**Sent:** Friday, September 19, 2014 1:09 PM  
**To:** RITCHOTTE, GEORGE; Ramanauskas, Peter; Moore, Kendall  
**Cc:** Perdomo, Susan  
**Subject:** RE: Merchandise - Indianapolis Return Center

Thank you all for the quick response.

**Granta Y. Nakayama, P.C.**

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---

**From:** RITCHOTTE, GEORGE [<mailto:GRITCHOT@idem.IN.gov>]  
**Sent:** Friday, September 19, 2014 2:08 PM  
**To:** 'Ramanauskas, Peter'; Nakayama, Granta Y.; Moore, Kendall  
**Cc:** Perdomo, Susan  
**Subject:** RE: Merchandise - Indianapolis Return Center

Grant:

I can't see that IDEM would have issue with this either.

George

---

**From:** Ramanauskas, Peter [<mailto:ramanauskas.peter@epa.gov>]  
**Sent:** Friday, September 19, 2014 2:07 PM  
**To:** Nakayama, Granta Y.; Moore, Kendall; RITCHOTTE, GEORGE  
**Cc:** Perdomo, Susan  
**Subject:** RE: Merchandise - Indianapolis Return Center

Hello Grant,

Kendall & I do not object to your approach.

Thanks,  
Peter

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Friday, September 19, 2014 11:57 AM  
**To:** Ramanauskas, Peter; Moore, Kendall; RITCHOTTE, GEORGE  
**Subject:** Merchandise - Indianapolis Return Center

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Please let me know if you have any questions or concerns regarding this plan.

Thanks,

Grant

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## Ramanauskas, Peter

---

**From:** Perdomo, Susan  
**Sent:** Monday, September 22, 2014 4:17 PM  
**To:** 'Nakayama, Granta Y.'  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
**Subject:** EPA's response to the additional testing information you provided on Friday 9/19/2014

Grant - After reviewing the information you forwarded to me on Friday night, it appears that what you provided is not what we had asked for on the call. The data from Waste Management is helpful, but we were asking for the sampling and analysis plans that describe how the samples were collected and the analytical methods that were used.

We prepared the following comments below using the information you provided on Friday and information you had previously provided to Kendall and Pete concerning WalMart and Apex.

- 1) It is EPA's understanding that Walmart directed Waste Management to perform the sampling and analysis referenced in the email you sent to me on Friday. Please confirm that this is true.
- 2) EPA requests the sampling and analysis plans (SAP) that Waste Management used to collect their samples and that Apex used to collect the air, wipe, and bulk samples identified in the Project Summary document. These SAPs should identify the details on the sample collection and analytical methods used for all matrices. Please also provide the laboratory reports for the Apex results.
- 3) Referring to the data summary tables of the Apex information, are only detected Aroclors shown on the tables? Did the sampling and analysis plan call for analysis and reporting of Aroclors 1016 through 1268?
- 4) Referring to Table 1 of the Apex information (Analytical Summary Bulk Samples), sample B-ETP-43 at 1,400 ppm is denoted as a dust/paint wipe sample. Please clarify whether this is a bulk or a wipe sample.
- 5) The photo documentation appears to be missing Samples IH14-13 and W-ETP-69. Referring to Table 3 of the Apex information (Analytical Summary Air Samples), why were the results for Aroclor 1254 and 1260 reported as "NA"?

Grant, in talking to Kendall and Pete about the facts of the case (as I try to come up to speed), it appears to me that there are still facts that we don't have straight in our heads. Since I've just been assigned to the case, I think it makes sense to set up a call for me to talk to you about your understanding of the facts. Do you have some time this week to talk? I'm available tomorrow afternoon after 2:00 Central, Thursday before 1:30 Central and Friday before 3:00 Central. Please let me know if any of these dates work for you. Thank you, Susan

---

**From:** Nakayama, Granta Y. [mailto:granta.nakayama@kirkland.com]  
**Sent:** Friday, September 19, 2014 10:39 PM  
**To:** Perdomo, Susan  
**Subject:** Additional testing information

Susan:

As we discussed during the call this afternoon, please find attached two additional files related to the initial testing of the facility.

1. The first file is the limited sampling data taken very early in the process that was described by Elizabeth O'Sullivan in the call this afternoon. This data was taken the last week of July and analyzed by Pace Analytical Services.

2. The second file is a description of the testing procedures/methods that Kendall Moore asked for during the call. This description refers to the testing procedures/methods that were used in the initial round of facility testing. This testing was conducted in August - around August 8 through 10. The results from this testing have already been provided to Peter and Kendall.

Sincerely,

Grant

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## Ramanauskas, Peter

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**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Monday, September 22, 2014 8:57 PM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

I will check and get back with a good time for a call.

Unfortunately I am out of the office at a meeting tomorrow afternoon so that time will not work.

Thanks,

Grant

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**From:** Perdomo, Susan [mailto:perdomo.susan@epa.gov]  
**Sent:** Monday, September 22, 2014 5:17 PM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
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Sincerely,

Grant

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## Ramanauskas, Peter

---

**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Tuesday, September 23, 2014 7:45 PM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** FW: EPA's response to the additional testing information you provided on Friday 9/19/2014

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Susan:

Would a call Thursday before 9:30 AM CT or between 11 AM and 3 PM CT work?

We are hoping to have our technical folks on the call - so that they can speak directly to the questions asked.

Might it be possible to have your technical folks join the call also?

Thanks so much,

Grant

**Granta Y. Nakayama, P.C.**  
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**Cc:** Moore, Kendall; Ramanauskas, Peter  
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**Sent:** Monday, September 22, 2014 5:17 PM  
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**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
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**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Friday, September 19, 2014 10:39 PM  
**To:** Perdomo, Susan  
**Subject:** Additional testing information

Susan:

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Sincerely,

Grant

**Granta Y. Nakayama, P.C.**

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655 Fifteenth Street, N.W.

Washington D.C. 20005

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## Ramanauskas, Peter

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**From:** Perdomo, Susan  
**Sent:** Wednesday, September 24, 2014 7:53 AM  
**To:** 'Nakayama, Granta Y.'  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
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Grant – Kendall, Pete and I are available at 9:00 am Eastern. Kendall is on travel and will be patching in. Can you please provide a call in number to make it easier for Kendall to participate. Thank you and we look forward to speaking to you tomorrow. Susan

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**From:** Nakayama, Granta Y. [mailto:[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)]  
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**Sent:** Monday, September 22, 2014 5:17 PM

**To:** Nakayama, Granta Y.

**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan

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Susan:

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Thursday 9 AM ET / 8 AM CT

Call-in Number: +1 (866) 331-1856  
PIN: 64816703

If calling from outside the U.S. the call-in number is: +1 (281) 913-1081

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## Ramanauskas, Peter

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**From:** Perdomo, Susan  
**Sent:** Thursday, September 25, 2014 9:10 AM  
**To:** 'Nakayama, Granta Y.'  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
**Subject:** Follow-up to call with EPA on September 25, 2014

Grant – Thank you, Elizabeth and Abe for taking the time to speak to us this morning. We look forward to receiving Environ's report (hopefully this week) and Apex's report next week. After you and Walmart have had a chance to review and assess the reports, please contact us with your availability for a meeting to discuss Walmart's proposed plan to move inventory out of the Franklin Road facility. We look forward to hearing from you soon, Susan

---

**From:** Nakayama, Granta Y. [mailto:[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)]  
**Sent:** Wednesday, September 24, 2014 10:02 AM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

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**Cc:** Moore, Kendall; Ramanauskas, Peter

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## Ramanauskas, Peter

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**From:** Perdomo, Susan  
**Sent:** Friday, September 26, 2014 9:19 AM  
**To:** 'Nakayama, Granta Y.'  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Grant – Kendall and Pete are out of the office today, so I will have to wait until Monday to talk to them about their availability on Thursday (I am out on Friday). I also don't know whether George is available on that day, or if he can come to Chicago for an in-person meeting.

And before we commit to a meeting date, I want to make sure that we first receive the reports (from Apex and Environ) and have sufficient opportunity to review and assess them before we commit to a meeting date.

I hope to get back to you by COB on Monday. Have a good weekend, Susan

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**Cc:** Moore, Kendall; Ramanauskas, Peter  
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**Sent:** Monday, September 29, 2014 12:16 PM  
**To:** 'Nakayama, Granta Y.'  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark; Perdomo, Susan  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

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It is our understanding that Walmart intends to present their assessment of the report you provided to us on Friday evening and a proposed path forward. If you are seeking feedback from EPA, we would appreciate a list of written question to us no later than COB Tuesday, otherwise our plan is to listen to Walmart's presentation on Thursday.

Please let me know if Walmart is available at the proposed time on Thursday. Thank you, Susan

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**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]

**Sent:** Friday, September 19, 2014 10:39 PM

**To:** Perdomo, Susan

**Subject:** Additional testing information

Susan:

As we discussed during the call this afternoon, please find attached two additional files related to the initial testing of the facility.

1. The first file is the limited sampling data taken very early in the process that was described by Elizabeth O'Sullivan in the call this afternoon. This data was taken the last week of July and analyzed by Pace Analytical Services.
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Sincerely,

Grant

**Granta Y. Nakayama, P.C.**

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655 Fifteenth Street, N.W.

Washington D.C. 20005

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## Ramanauskas, Peter

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**Sent:** Monday, September 29, 2014 10:24 PM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

That time works for Walmart, and we appreciate the fast response.

We are also working to get the Apex test report finalized and submitted before the meeting.

Thanks,

Grant

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**Sent:** Monday, September 29, 2014 1:16 PM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark; Perdomo, Susan  
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It is our understanding that Walmart intends to present their assessment of the report you provided to us on Friday evening and a proposed path forward. If you are seeking feedback from EPA, we would appreciate a list of written question to us no later than COB Tuesday, otherwise our plan is to listen to Walmart's presentation on Thursday.

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**Sent:** Friday, September 26, 2014 7:49 AM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

Thank you for your time and that of Peter and Kendall.

We are working on the reports but wanted to start scheduling a meeting to discuss our plans for the merchandise and equipment in the facility.

Would a meeting next week at Region 5 on Thursday (preferred) or Friday (also works) be possible?

If so, what time would work best for your folks (and possibly George Ritchotte from IDEM)?

We would plan to have Walmart and their environmental consultant (Environ) attend, and they would provide their assessment of the best path forward.

Thanks so much,

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**From:** Perdomo, Susan [<mailto:perdomo.susan@epa.gov>]

**Sent:** Thursday, September 25, 2014 10:10 AM

**To:** Nakayama, Granta Y.

**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan

**Subject:** Follow-up to call with EPA on September 25, 2014

Grant – Thank you, Elizabeth and Abe for taking the time to speak to us this morning. We look forward to receiving Environ's report (hopefully this week) and Apex's report next week. After you and Walmart have had a chance to review and assess the reports, please contact us with your availability for a meeting to discuss Walmart's proposed plan to move inventory out of the Franklin Road facility. We look forward to hearing from you soon, Susan

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**Cc:** Moore, Kendall; Ramanauskas, Peter

**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

Here is the call-in information.

Thursday 9 AM ET / 8 AM CT

Call-in Number: +1 (866) 331-1856

PIN: 64816703

If calling from outside the U.S. the call-in number is: +1 (281) 913-1081

Thanks,

Grant

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**Cc:** Moore, Kendall; Ramanauskas, Peter

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**To:** Perdomo, Susan

**Cc:** Moore, Kendall; Ramanauskas, Peter

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**From:** Nakayama, Granta Y.

**Sent:** Monday, September 22, 2014 9:57 PM

**To:** 'Perdomo, Susan'

**Cc:** Moore, Kendall; Ramanauskas, Peter

**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

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Unfortunately I am out of the office at a meeting tomorrow afternoon so that time will not work.

Thanks,

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**From:** Perdomo, Susan [<mailto:perdomo.susan@epa.gov>]

**Sent:** Monday, September 22, 2014 5:17 PM

**To:** Nakayama, Granta Y.

**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan

**Subject:** EPA's response to the additional testing information you provided on Friday 9/19/2014

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## Ramanauskas, Peter

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**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Tuesday, September 30, 2014 6:31 AM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

One important item I neglected to mention - Walmart would strongly prefer a meeting on Thursday.

Walmart will have materials to present and a meeting would allow a more efficient and clearer discussion of the current status and the plan to address the PCB issue.

Walmart would have a small group - I believe it will just be Elizabeth O'Sullivan, Bob DeMott (Environ), and myself.

Please let us know if that will work - we will be making travel plans today.

Thanks again,

Grant

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**From:** Nakayama, Granta Y.  
**Sent:** Monday, September 29, 2014 11:24 PM  
**To:** 'Perdomo, Susan'  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

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We are also working to get the Apex test report finalized and submitted before the meeting.

Thanks,

Grant

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**Sent:** Monday, September 29, 2014 1:16 PM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark; Perdomo, Susan  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

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**Subject:** RE: Follow-up to call with EPA on September 25, 2014

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**Sent:** Thursday, September 25, 2014 10:10 AM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
**Subject:** Follow-up to call with EPA on September 25, 2014

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**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

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**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
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## Ramanauskas, Peter

---

**From:** Perdomo, Susan  
**Sent:** Tuesday, September 30, 2014 8:08 AM  
**To:** 'Nakayama, Granta Y.'  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Grant – Our team is available to meet on Thursday at 2:30 (I have to leave at 4:45 on Thursday) If that is not too late for you to meet in person, we will be happy to get a meeting room. Again, if you are seeking input from EPA, we would like to see a list of questions from you by COB today. Thank you, Susan

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**Sent:** Tuesday, September 30, 2014 6:31 AM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

One important item I neglected to mention - Walmart would strongly prefer a meeting on Thursday.

Walmart will have materials to present and a meeting would allow a more efficient and clearer discussion of the current status and the plan to address the PCB issue.

Walmart would have a small group - I believe it will just be Elizabeth O'Sullivan, Bob DeMott (Environ), and myself.

Please let us know if that will work - we will be making travel plans today.

Thanks again,

Grant

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[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

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**From:** Nakayama, Granta Y.  
**Sent:** Monday, September 29, 2014 11:24 PM  
**To:** 'Perdomo, Susan'  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

That time works for Walmart, and we appreciate the fast response.

We are also working to get the Apex test report finalized and submitted before the meeting.

Thanks,

Grant

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**Sent:** Monday, September 29, 2014 1:16 PM

**To:** Nakayama, Granta Y.

**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark; Perdomo, Susan

**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Grant Region 5 is available for a call with Walmart on Thursday at 2:30 Central/3:30 Eastern. George Ritchotte is out of the office this afternoon and we hope to get his availability for the call tomorrow.

It is our understanding that Walmart intends to present their assessment of the report you provided to us on Friday evening and a proposed path forward. If you are seeking feedback from EPA, we would appreciate a list of written question to us no later than COB Tuesday, otherwise our plan is to listen to Walmart's presentation on Thursday.

Please let me know if Walmart is available at the proposed time on Thursday. Thank you, Susan

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**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]

**Sent:** Friday, September 26, 2014 7:49 AM

**To:** Perdomo, Susan

**Cc:** Moore, Kendall; Ramanauskas, Peter

**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

Thank you for your time and that of Peter and Kendall.

We are working on the reports but wanted to start scheduling a meeting to discuss our plans for the merchandise and equipment in the facility.

Would a meeting next week at Region 5 on Thursday (preferred) or Friday (also works) be possible?

If so, what time would work best for your folks (and possibly George Ritchotte from IDEM)?

We would plan to have Walmart and their environmental consultant (Environ) attend, and they would provide their assessment of the best path forward.

Thanks so much,

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**From:** Perdomo, Susan [<mailto:perdomo.susan@epa.gov>]  
**Sent:** Thursday, September 25, 2014 10:10 AM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
**Subject:** Follow-up to call with EPA on September 25, 2014

Grant – Thank you, Elizabeth and Abe for taking the time to speak to us this morning. We look forward to receiving Environ’s report (hopefully this week) and Apex’s report next week. After you and Walmart have had a chance to review and assess the reports, please contact us with your availability for a meeting to discuss Walmart’s proposed plan to move inventory out of the Franklin Road facility. We look forward to hearing from you soon, Susan

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**Sent:** Wednesday, September 24, 2014 10:02 AM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

Here is the call-in information.

Thursday 9 AM ET / 8 AM CT

Call-in Number: +1 (866) 331-1856  
PIN: 64816703

If calling from outside the U.S. the call-in number is: +1 (281) 913-1081

Thanks,

Grant

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**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Grant – Kendall, Pete and I are available at 9:00 am Eastern. Kendall is on travel and will be patching in. Can you please provide a call in number to make it easier for Kendall to participate. Thank you and we look forward to speaking to you tomorrow. Susan

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Tuesday, September 23, 2014 7:45 PM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** FW: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

Would a call Thursday before 9:30 AM CT or between 11 AM and 3 PM CT work?

We are hoping to have our technical folks on the call - so that they can speak directly to the questions asked.

Might it be possible to have your technical folks join the call also?

Thanks so much,

Grant

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**From:** Nakayama, Granta Y.  
**Sent:** Monday, September 22, 2014 9:57 PM  
**To:** 'Perdomo, Susan'  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

I will check and get back with a good time for a call.

Unfortunately I am out of the office at a meeting tomorrow afternoon so that time will not work.

Thanks,

Grant



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[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

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**From:** Perdomo, Susan [<mailto:perdomo.susan@epa.gov>]  
**Sent:** Monday, September 22, 2014 5:17 PM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
**Subject:** EPA's response to the additional testing information you provided on Friday 9/19/2014

Grant - After reviewing the information you forwarded to me on Friday night, it appears that what you provided is not what we had asked for on the call. The data from Waste Management is helpful, but we were asking for the sampling and analysis plans that describe how the samples were collected and the analytical methods that were used.

We prepared the following comments below using the information you provided on Friday and information you had previously provided to Kendall and Pete concerning WalMart and Apex.

- 1) It is EPA's understanding that Walmart directed Waste Management to perform the sampling and analysis referenced in the email you sent to me on Friday. Please confirm that this is true.
- 2) EPA requests the sampling and analysis plans (SAP) that Waste Management used to collect their samples and that Apex used to collect the air, wipe, and bulk samples identified in the Project Summary document. These SAPs should identify the details on the sample collection and analytical methods used for all matrices. Please also provide the laboratory reports for the Apex results.
- 3) Referring to the data summary tables of the Apex information, are only detected Aroclors shown on the tables? Did the sampling and analysis plan call for analysis and reporting of Aroclors 1016 through 1268?
- 4) Referring to Table 1 of the Apex information (Analytical Summary Bulk Samples), sample B-ETP-43 at 1,400 ppm is denoted as a dust/paint wipe sample. Please clarify whether this is a bulk or a wipe sample.
- 5) The photo documentation appears to be missing Samples IH14-13 and W-ETP-69. Referring to Table 3 of the Apex information (Analytical Summary Air Samples), why were the results for Aroclor 1254 and 1260 reported as "NA"?

Grant, in talking to Kendall and Pete about the facts of the case (as I try to come up to speed), it appears to me that there are still facts that we don't have straight in our heads. Since I've just been assigned to the case, I think it makes sense to set up a call for me to talk to you about your understanding of the facts. Do you have some time this week to talk? I'm available tomorrow afternoon after 2:00 Central, Thursday before 1:30 Central and Friday before 3:00 Central. Please let me know if any of these dates work for you. Thank you, Susan

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Friday, September 19, 2014 10:39 PM  
**To:** Perdomo, Susan  
**Subject:** Additional testing information

Susan:

As we discussed during the call this afternoon, please find attached two additional files related to the initial testing of the facility.

1. The first file is the limited sampling data taken very early in the process that was described by Elizabeth O'Sullivan in the call this afternoon. This data was taken the last week of July and analyzed by Pace Analytical Services.
2. The second file is a description of the testing procedures/methods that Kendall Moore asked for during the call. This description refers to the testing procedures/methods that were used in the initial round of facility testing. This testing was conducted in August - around August 8 through 10. The results from this testing have already been provided to Peter and Kendall.

Sincerely,

Grant

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## Ramanauskas, Peter

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**From:** Nakayama, Granta Y. <granta.nakayama@kirkland.com>  
**Sent:** Tuesday, September 30, 2014 1:23 PM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

Thanks for agreeing to have the meeting - Walmart very much appreciates the efforts to hold the meeting.

We are having a bit more delay in getting the final report with QC-ed data for the Apex testing program.

In light of that delay, we would like to postpone the meeting/call until Walmart can get all of the data collected and analyzed.

Again, I appreciate your efforts to accommodate Walmart and we will get back with you soon with another date for a meeting.

Thanks so much,

Grant

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**To:** 'Perdomo, Susan'

**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark

**Subject:** RE: Follow-up to call with EPA on September 25, 2014

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**Sent:** Monday, September 29, 2014 1:16 PM

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**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark; Perdomo, Susan

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**Sent:** Thursday, September 25, 2014 10:10 AM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
**Subject:** Follow-up to call with EPA on September 25, 2014

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**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

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Thursday 9 AM ET / 8 AM CT

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**Cc:** Moore, Kendall; Ramanauskas, Peter

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**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan

**Subject:** EPA's response to the additional testing information you provided on Friday 9/19/2014

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SAPs should identify the details on the sample collection and analytical methods used for all matrices. Please also provide the laboratory reports for the Apex results.

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- 4) Referring to Table 1 of the Apex information (Analytical Summary Bulk Samples), sample B-ETP-43 at 1,400 ppm is denoted as a dust/paint wipe sample. Please clarify whether this is a bulk or a wipe sample.
- 5) The photo documentation appears to be missing Samples IH14-13 and W-ETP-69. Referring to Table 3 of the Apex information (Analytical Summary Air Samples), why were the results for Aroclor 1254 and 1260 reported as "NA"?

Grant, in talking to Kendall and Pete about the facts of the case (as I try to come up to speed), it appears to me that there are still facts that we don't have straight in our heads. Since I've just been assigned to the case, I think it makes sense to set up a call for me to talk to you about your understanding of the facts. Do you have some time this week to talk? I'm available tomorrow afternoon after 2:00 Central, Thursday before 1:30 Central and Friday before 3:00 Central. Please let me know if any of these dates work for you. Thank you, Susan

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Friday, September 19, 2014 10:39 PM  
**To:** Perdomo, Susan  
**Subject:** Additional testing information

Susan:

As we discussed during the call this afternoon, please find attached two additional files related to the initial testing of the facility.

1. The first file is the limited sampling data taken very early in the process that was described by Elizabeth O'Sullivan in the call this afternoon. This data was taken the last week of July and analyzed by Pace Analytical Services.
2. The second file is a description of the testing procedures/methods that Kendall Moore asked for during the call. This description refers to the testing procedures/methods that were used in the initial round of facility testing. This testing was conducted in August - around August 8 through 10. The results from this testing have already been provided to Peter and Kendall.

Sincerely,

Grant

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## Ramanauskas, Peter

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**From:** Perdomo, Susan  
**Sent:** Tuesday, September 30, 2014 1:33 PM  
**To:** 'Nakayama, Granta Y.'  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

That's fine Grant. I agree that it will be a better meeting if EPA has an opportunity to review all results/reports before discussing with Walmart it's proposed path forward. We'll wait to receive Apex's report and then we'll schedule a face-to face meeting, as you suggested. Thank you, Susan

---

**From:** Nakayama, Granta Y. [mailto:[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)]  
**Sent:** Tuesday, September 30, 2014 1:23 PM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

Thanks for agreeing to have the meeting - Walmart very much appreciates the efforts to hold the meeting.

We are having a bit more delay in getting the final report with QC-ed data for the Apex testing program.

In light of that delay, we would like to postpone the meeting/call until Walmart can get all of the data collected and analyzed.

Again, I appreciate your efforts to accommodate Walmart and we will get back with you soon with another date for a meeting.

Thanks so much,

Grant

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[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

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**From:** Perdomo, Susan [mailto:[perdomo.susan@epa.gov](mailto:perdomo.susan@epa.gov)]  
**Sent:** Tuesday, September 30, 2014 9:08 AM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Grant – Our team is available to meet on Thursday at 2:30 (I have to leave at 4:45 on Thursday) If that is not too late for you to meet in person, we will be happy to get a meeting room. Again, if you are seeking input from EPA, we would like to see a list of questions from you by COB today. Thank you, Susan

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]

**Sent:** Tuesday, September 30, 2014 6:31 AM

**To:** Perdomo, Susan

**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark

**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

One important item I neglected to mention - Walmart would strongly prefer a meeting on Thursday.

Walmart will have materials to present and a meeting would allow a more efficient and clearer discussion of the current status and the plan to address the PCB issue.

Walmart would have a small group - I believe it will just be Elizabeth O'Sullivan, Bob DeMott (Environ), and myself.

Please let us know if that will work - we will be making travel plans today.

Thanks again,

Grant

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[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

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**From:** Nakayama, Granta Y.

**Sent:** Monday, September 29, 2014 11:24 PM

**To:** 'Perdomo, Susan'

**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark

**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

That time works for Walmart, and we appreciate the fast response.

We are also working to get the Apex test report finalized and submitted before the meeting.

Thanks,

Grant

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[granta.nakayama@kirkland.com](mailto:granta.nakayama@kirkland.com)

---

**From:** Perdomo, Susan [<mailto:perdomo.susan@epa.gov>]  
**Sent:** Monday, September 29, 2014 1:16 PM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Johnson, Mark; Perdomo, Susan  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Grant Region 5 is available for a call with Walmart on Thursday at 2:30 Central/3:30 Eastern. George Ritchotte is out of the office this afternoon and we hope to get his availability for the call tomorrow.

It is our understanding that Walmart intends to present their assessment of the report you provided to us on Friday evening and a proposed path forward. If you are seeking feedback from EPA, we would appreciate a list of written question to us no later than COB Tuesday, otherwise our plan is to listen to Walmart's presentation on Thursday.

Please let me know if Walmart is available at the proposed time on Thursday. Thank you, Susan

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Friday, September 26, 2014 7:49 AM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: Follow-up to call with EPA on September 25, 2014

Susan:

Thank you for your time and that of Peter and Kendall.

We are working on the reports but wanted to start scheduling a meeting to discuss our plans for the merchandise and equipment in the facility.

Would a meeting next week at Region 5 on Thursday (preferred) or Friday (also works) be possible?

If so, what time would work best for your folks (and possibly George Ritchotte from IDEM)?

We would plan to have Walmart and their environmental consultant (Environ) attend, and they would provide their assessment of the best path forward.

Thanks so much,

Grant

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---

**From:** Perdomo, Susan [<mailto:perdomo.susan@epa.gov>]  
**Sent:** Thursday, September 25, 2014 10:10 AM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan  
**Subject:** Follow-up to call with EPA on September 25, 2014

Grant – Thank you, Elizabeth and Abe for taking the time to speak to us this morning. We look forward to receiving Environ’s report (hopefully this week) and Apex’s report next week. After you and Walmart have had a chance to review and assess the reports, please contact us with your availability for a meeting to discuss Walmart’s proposed plan to move inventory out of the Franklin Road facility. We look forward to hearing from you soon, Susan

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Wednesday, September 24, 2014 10:02 AM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

Here is the call-in information.

Thursday 9 AM ET / 8 AM CT

Call-in Number: +1 (866) 331-1856  
PIN: 64816703

If calling from outside the U.S. the call-in number is: +1 (281) 913-1081

Thanks,

Grant

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**From:** Perdomo, Susan [<mailto:perdomo.susan@epa.gov>]  
**Sent:** Wednesday, September 24, 2014 8:53 AM  
**To:** Nakayama, Granta Y.  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Grant – Kendall, Pete and I are available at 9:00 am Eastern. Kendall is on travel and will be patching in. Can you please provide a call in number to make it easier for Kendall to participate. Thank you and we look forward to speaking to you tomorrow. Susan

---

**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]  
**Sent:** Tuesday, September 23, 2014 7:45 PM  
**To:** Perdomo, Susan  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** FW: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

Would a call Thursday before 9:30 AM CT or between 11 AM and 3 PM CT work?

We are hoping to have our technical folks on the call - so that they can speak directly to the questions asked.

Might it be possible to have your technical folks join the call also?

Thanks so much,

Grant

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---

**From:** Nakayama, Granta Y.  
**Sent:** Monday, September 22, 2014 9:57 PM  
**To:** 'Perdomo, Susan'  
**Cc:** Moore, Kendall; Ramanauskas, Peter  
**Subject:** RE: EPA's response to the additional testing information you provided on Friday 9/19/2014

Susan:

I will check and get back with a good time for a call.

Unfortunately I am out of the office at a meeting tomorrow afternoon so that time will not work.

Thanks,

Grant

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**From:** Perdomo, Susan [<mailto:perdomo.susan@epa.gov>]  
**Sent:** Monday, September 22, 2014 5:17 PM

**To:** Nakayama, Granta Y.

**Cc:** Moore, Kendall; Ramanauskas, Peter; Perdomo, Susan

**Subject:** EPA's response to the additional testing information you provided on Friday 9/19/2014

Grant - After reviewing the information you forwarded to me on Friday night, it appears that what you provided is not what we had asked for on the call. The data from Waste Management is helpful, but we were asking for the sampling and analysis plans that describe how the samples were collected and the analytical methods that were used.

We prepared the following comments below using the information you provided on Friday and information you had previously provided to Kendall and Pete concerning WalMart and Apex.

- 1) It is EPA's understanding that Walmart directed Waste Management to perform the sampling and analysis referenced in the email you sent to me on Friday. Please confirm that this is true.
- 2) EPA requests the sampling and analysis plans (SAP) that Waste Management used to collect their samples and that Apex used to collect the air, wipe, and bulk samples identified in the Project Summary document. These SAPs should identify the details on the sample collection and analytical methods used for all matrices. Please also provide the laboratory reports for the Apex results.
- 3) Referring to the data summary tables of the Apex information, are only detected Aroclors shown on the tables? Did the sampling and analysis plan call for analysis and reporting of Aroclors 1016 through 1268?
- 4) Referring to Table 1 of the Apex information (Analytical Summary Bulk Samples), sample B-ETP-43 at 1,400 ppm is denoted as a dust/paint wipe sample. Please clarify whether this is a bulk or a wipe sample.
- 5) The photo documentation appears to be missing Samples IH14-13 and W-ETP-69. Referring to Table 3 of the Apex information (Analytical Summary Air Samples), why were the results for Aroclor 1254 and 1260 reported as "NA"?

Grant, in talking to Kendall and Pete about the facts of the case (as I try to come up to speed), it appears to me that there are still facts that we don't have straight in our heads. Since I've just been assigned to the case, I think it makes sense to set up a call for me to talk to you about your understanding of the facts. Do you have some time this week to talk? I'm available tomorrow afternoon after 2:00 Central, Thursday before 1:30 Central and Friday before 3:00 Central. Please let me know if any of these dates work for you. Thank you, Susan

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**From:** Nakayama, Granta Y. [<mailto:granta.nakayama@kirkland.com>]

**Sent:** Friday, September 19, 2014 10:39 PM

**To:** Perdomo, Susan

**Subject:** Additional testing information

Susan:

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1. The first file is the limited sampling data taken very early in the process that was described by Elizabeth O'Sullivan in the call this afternoon. This data was taken the last week of July and analyzed by Pace Analytical Services.
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Sincerely,



Grant

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